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Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

GIL CROSTHWAITE, et al. as Trustees of the  
OPERATING ENGINEERS HEALTH AND  
WELFARE TRUST FUND FOR NORTHERN  
CALIFORNIA, et al.,

Plaintiffs,

v.

DUN ENGINEERING SERVICES, INC., and  
MARK THOMAS JONES,

Defendants.

Case No.: C07-4995 CRB

**REQUEST TO CONTINUE CASE  
MANAGEMENT CONFERENCE**

Date: February 1, 2008

Time: 8:30 a.m.

Judge: Honorable Charles Breyer

Plaintiffs hereby request continuance of the Case Management Conference currently set for February 1, 2008 at 8:30 a.m. before the Honorable Charles R. Breyer:

1. Defendants have retained counsel, but have not filed a response to the Complaint as of today's date. Plaintiffs have provided their counsel with extensions of time to respond so that they could schedule their audit (as requested in the Complaint) with the Trust Funds' auditors, review the findings of that audit, and to resolve any reporting or payment discrepancies found in the audit.

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CASE NO.: C07-4995 CRB**

2. The audit has been completed and reviewed by defendants, who made an offer for resolution, to be reviewed by plaintiffs. Plaintiffs are ready to respond but the parties have not yet discussed that response.

3. Plaintiffs therefore request that the Case Management Conference be continued for approximately 60 days to allow the negotiations to be finalized, and for the matter to be resolved between the parties.

Dated: January 25, 2008

SALTZMAN AND JOHNSON  
LAW CORPORATION

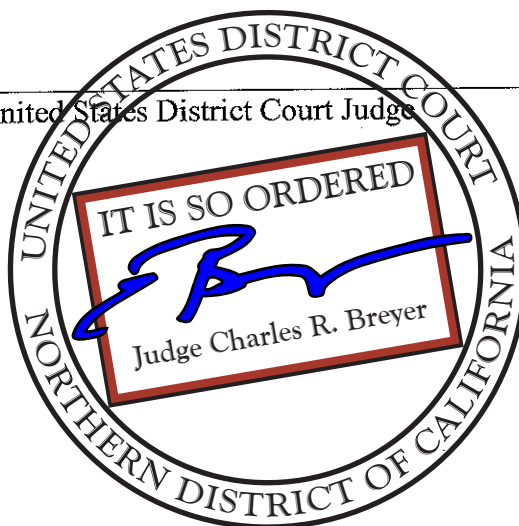
By: /s/  
Muriel B. Kaplan  
Attorneys for Plaintiffs

IT IS SO ORDERED.

The currently set Case Management Conference is hereby continued to April 4, 2008 at 8:30 a.m., and all previously set deadlines and dates related to this case are vacated, to be reset at that Conference.

Date: January 28, 2008

United States District Court Judge



**REQUEST TO CONTINUE CASE MANAGEMENT CONFERENCE**  
**CASE NO.: C07-4995 CRB**